

there would be a session held for the consideration of local and uncontested bills on Wednesday, April 9, 1947.

#### Bills and Resolution Signed

The President pro tempore signed in the presence of the Senate, after giving due notice thereof, the following enrolled bills and resolution:

S. B. No. 78, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to establish and maintain a vegetable breeding laboratory at Winter Haven, Texas, defining the purpose of said laboratory, making an appropriation for the purpose of said laboratory; and declaring an emergency."

S. B. No. 301, A bill to be entitled "An Act amending Section 1, Article 1880-147z, Chapter 3A, Title 128, Vernon's Annotated Civil Statutes, being Acts 1934, 43rd Legislature, Third Called Session, page 19, Chapter 12, Section 1, so as to provide that the Article shall apply to counties having a population not less than 5,000 nor more than 13,000; providing that this Act shall not be retroactive; and declaring an emergency."

H. B. No. 29, A bill to be entitled "An Act establishing a pension system for employees of cities and towns of this State; authorizing municipalities and their employees to voluntarily participate therein; providing that the Legislature shall never make any appropriation to pay any of the cost thereof, etc., and making this effective immediately."

H. C. R. No. 63, Authorizing the Enrolling Clerk of the House of Representatives to make certain corrections in the House Bill No. 29.

#### House Bill on First Reading

The following House Bill received from the House was laid before the Senate, read first time and referred to the committee indicated:

H. B. No. 537, to Committee on Finance.

#### Adjournment

Senator Crawford moved that the Senate adjourn until 10:30 o'clock a. m., Monday, March 31, 1947.

Senator Taylor moved that the Senate adjourn until 12:30 o'clock p. m., Monday, March 31, 1947.

Question first recurring on the motion by Senator Taylor, it prevailed by the following vote:

#### Yeas—18

Bullock	Lane
Carney	Moffett
Chadick	Morris
Cousins	Proffer
Hardeman	Ramsey
Harris	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Knight	York

#### Nays—7

Aikin	Phillips
Crawford	Stanford
Jones	Strauss
Parrish	

#### Absent

Brown	Winfield
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#### Absent—Excused

Hazlewood	Weinert
Mauritz	

The Senate, accordingly, at 12:35 o'clock p. m., adjourned until 12:30 o'clock p. m., Monday, March 31, 1947.

#### FORTY-THIRD DAY

(Monday, March 31, 1947)

The Senate met at 12:30 o'clock p. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called, and the following Senators were present:

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Crawford, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 27, 1947, was dispensed with and the Journal approved.

#### Leaves of Absence Granted

Senator Winfield was granted leave of absence for today on account of important business on motion of Senator Hardeman.

Senator York was granted leave of absence for today on account of important business on motion of Senator Proffer.

Senator Weinert was granted leave of absence for today on account of illness in his family on motion of Senator Hardeman.

#### Reports of Standing Committees

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred Senate Bill No. 351, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

TAYLOR, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred Senate Bill No. 294, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred Senate Bill No. 359, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred House Bill No. 537, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred House Bill No. 300, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred Senate Bill No. 299, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass but that the committee substitute do pass in lieu thereof and be printed.

TAYLOR, Chairman.

C. S. S. B. 299 was read first time.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred Senate Bill No. 145, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

TAYLOR, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred House Bill No. 301, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as

amended, and be mimeographed.  
TAYLOR, Chairman.

#### Senate Bill 374 on First Reading

Senator Taylor moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

##### Yeas—26

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

##### Absent—Excused

Mauritz	Winfield
Weinert	York

The following bill then was introduced, read first time and referred to the Committee on Finance.

S. B. No. 374, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary and Reformatory Institutions of the State of Texas for the two-year period beginning September 1, 1947, and ending August 31, 1949; and prescribing certain regulations and restrictions in respect to the expenditure of said appropriations; and declaring an emergency."

#### Senate Bill 375 on First Reading

By unanimous consent, the following local bill was introduced, read first time and referred to the Committee on Counties and County Boundaries.

By Senator Bullock:

S. B. No. 375, A bill to be entitled "An Act creating and establishing a defined road district as provided in Article III, Section 52 of the Constitution, to be known as "Trent Road District No. 1 in Taylor, Jones, Fisher, and Nolan Counties," making same a political sub-division of the State; de-

scribing and defining said Road District by metes and bounds; making the Commissioners' Courts of said counties a Board of Directors for said district; defining their powers and duties, providing for the levying, assessing and collecting of taxes in said District for road purposes; and providing for a tax collector for said District, and declaring an emergency."

#### Senate Bill 376 on First Reading

Senator Vick moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

##### Yeas—26

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

##### Absent—Excused

Mauritz	Winfield
Weinert	York

The following bill then was introduced, read first time and referred to the Committee on State Affairs.

S. B. No. 376, A bill to be entitled "An Act creating a State Park in Washington County, Texas, to be known as "Independence State Park"; setting aside for the purpose of said State Park certain described tracts of land in Washington County; placing said Park under the jurisdiction, care, and direction of the State Park Board; and declaring an emergency."

#### Senate Bill 377 on First Reading

By unanimous consent, the following local bill was introduced, read first time and referred to the Committee on Education.

By Senator Phillips:

S. B. No. 377, A bill to be entitled

"An Act providing for a County unit school system in certain counties if authorized by majority vote of the qualified voters; providing for the petition, notice of election and ballot, for supervision by the County Board of Trustees; providing for the petition and election for the tax and for the assessment and collection thereof and the segregation as a county equalization fund; providing for the bond of the Tax Collector; for the distribution of the taxes collected; and for the operation and effect of this Act; providing for a savings clause in case of partial invalidity, and declaring an emergency."

#### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 241, A bill to be entitled "An Act appropriating fees and unexpended balances that have accrued or that may accrue during the fiscal year ending August 31, 1947, by virtue of Article 133, Chapter 7, Revised Civil Statutes 1925; Article 5764, Revised Civil Statutes 1925; Article 5695, Revised Civil Statutes 1925 and Chapter 287 Regular Session 42nd Legislature; Chapter 551, Section 10, House Bill 420, Regular Session 47th Legislature; Article 56-67 inclusive, Revised Civil Statutes 1925 and Chapter 93, Acts First Called Session 41st Legislature and any and all amendments; House Bill 99 and House Bill 557, Acts Regular Session 45th Legislature and as amended by Senate Bill 24, First Called Session 45th Legislature and House Bill 500, Acts Regular Session 42nd Legislature, and House Bill 888, Regular Session 45th Legislature; House Bill 623, Regular Session 43rd Legislature and as amended, and any amendments to any of said Acts, to the Department of Agriculture to be used in the enforcement of said Acts, including traveling expenses, the purchase of necessary equipment; and declaring an emergency."

H. B. No. 196, A bill to be entitled "An Act to provide for the establishment, maintenance, operation, and

expansion of non-profit school lunch programs in public and non-profit private generally recognized schools of high school grades or under in this State, and making an appropriation of One Million Six Hundred Thousand Dollars and No Cents (\$1,600,000.00) for matching and supplementing Federal funds for subsidizing the school lunch programs of this State for the remainder of the fiscal year ending August 31, 1947; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### Senate Concurrent Resolution 21

Senator Moffett offered the following resolution:

S. C. R. No. 21, Relating to Student Demonstration at Texas A. & M. College.

Whereas, The recent student demonstrations at Texas A. & M. College have gained Statewide publicity, and have caused various charges and counter charges to be made; and

Whereas, The people of Texas are vitally concerned with the welfare of the Texas Agricultural and Mechanical College; and

Whereas, The claims and charges made in this controversy are of sufficient importance that they should be thoroughly investigated by competent investigators, fully clothed with the authority to subpoena witnesses, compel the attendance of the necessary witnesses and conduct a full and unbiased hearing; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Lieutenant Governor be, and he is hereby authorized and directed to appoint a Committee of five members from the Senate, and the Speaker of the House of Representatives be, and he is hereby authorized and directed to appoint a Committee of five members from the House, said members of the House and Senate shall constitute a Joint Committee, and that said Joint Committee is directed to proceed as soon as possible to make a complete and thorough investigation of the present controversy at Texas A. & M. College and to inquire fully into all matters of disagreement between the student body and the Administration, and any violations of law, or of State policy by anyone connected with Texas A. & M.

College, or the students of said college, and the misuse of any authority on the part of anyone on the staff of Texas A. & M. College, or any misconduct, or resistance to constituted authority on the part of students, and to inquire fully into all allegations made against the Administration of the College, touching any of its Administrative Officers, staff or faculty, by any person; and be it

Resolved, That said Committee shall have the power to formulate its own rules of procedure and evidence, and to provide for its own hours of meeting, recessing, and adjournment. Provided, however, that the rules of evidence to be followed shall be practically the same as followed in the courts of this State, and the Committee is authorized to hold executive sessions, within its discretion, and then the Committee may be governed by the rules of evidence applicable to any Grand Jury inquiry in this State; and be it further

Resolved, That the majority of the members of the Committee shall have power to issue process to witnesses to any place in this State and to compel their attendance, together with all books and records, and upon disobedience of any subpoena, the said Committee shall have power to issue attachments which may be addressed to and served by either the Sergeant-at-Arms appointed by said Committee or by any sheriff or any constable of this State, or by a Commissioned Officer of the Texas Department of Public Safety; and said Committee shall have authority to cite for contempt anyone disobeying said process and to punish for such contempt in the same manner as provided for by General Law, and said Committee shall have power to administer oaths and affirmations and fix the bonds of attached witnesses; and the Committee shall further have all the powers necessary in order to accomplish the purposes for which it is appointed. Three members from the Senate and three members from the House shall be necessary to constitute a quorum of said Committee; and be it further

Resolved, That the witnesses attending under process shall be allowed the same mileage and per diem as is allowed witnesses before any Grand Jury in this State. Said Committee shall have power and authority to employ and compensate out of the Contingent Funds heretofore appro-

riated for the expense of the Legislature all necessary investigators, stenographers and clerical help; and said Committee is authorized to call upon the Attorney General's Department for assistance and advice, and it shall be the duty of the Attorney General's Department to give counsel and assistance to said Committee on request of the Chairman thereof. The Committee appointed pursuant to this Resolution shall submit a report in writing to the Fiftieth Legislature, and make such recommendations as it may choose to make; and be it further

Resolved, That the expenses provided for herein shall be paid out of the appropriation for mileage and per diem and Contingent Fund of the Fiftieth Legislature or other funds appropriated by said Legislature for such purpose, upon sworn account of the person claiming same, when approved by the Chairman of the Committee; and sufficient money is hereby appropriated out of the mileage and per diem and Contingent Fund of said Fiftieth Legislature to meet the payment of such per diem and expenses of the Members of said Committee, witnesses, fees, salaries, travel and other expenses; provided, however, the total authorization for expenditures to be made under the terms of this Resolution shall be limited to the sum of \$2,500.00.

The resolution was read.

On motion of Senator Moffett, and by unanimous consent, the resolution was considered immediately.

Question—Shall the resolution be adopted?

Senator Hardeman offered the following amendment to the resolution:

Amend S. C. R. No. 21 by striking out the 4th paragraph thereof and provide in lieu thereof as follows: "That the General Investigating Committee of the Senate as constituted by S. R. No. 14 be directed to conduct an investigation of the controversy and conditions at A. & M. College jointly with the House of Representatives Committee."

Pending further discussion Senator Hardeman withdrew the amendment. The resolution was adopted.

#### Senate Bill 228 with House Amendments

Senator Proffer called S. B. No. 228 from the President's table for con-

sideration of the House amendments to the bill.

The President pro tempore laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Proffer moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

**Yeas—26**

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

**Absent—Excused**

Mauritz	Winfield
Weinert	York

**Senate Joint Resolution 4 With House Amendments**

Senator Kelly of Tarrant called S. J. R. No. 4 from the President's table for consideration of the House amendments to the resolution.

The President pro tempore laid the resolution and House amendments before the Senate, and the House amendments were read.

Senator Kelly moved that the Senate do not concur in the House amendments and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

**Reports of Standing Committees**

By unanimous consent, the following reports were submitted at this time:

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 375, have had the same under consider-

ation, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

JONES, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 367, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 339, instructs me to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 322, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred House Bill No. 242, instructs me to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,  
March 18, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Banking, to whom was referred Senate

Bill No. 335, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

VICK, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred Senate Bill No. 376, have had the same under consideration and we are instructed to report it back to the Senate with recommendation that it do pass and be not printed.

MOFFETT, Chairman.

Austin, Texas,  
March 31, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred House Bill No. 737, instructs me to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman.

#### Senate Bill 110 on Second Reading

The President pro tempore laid before the Senate, as a special order for this hour, on its passage to engrossment:

S. B. No. 110, A bill to be entitled "An Act to amend Section 1, Chapter 39, Acts of the Regular Session of the 44th Legislature, regulating petitions in suits for divorce, to require such petitions to state whether there are children, either born or adopted, under sixteen (16) years of age or an unborn child or children expected and if so, to give full information as to such minors, making it the duty of the court having jurisdiction of such suits to inquire into the status of such children, if divorce be granted; empowering such courts to make orders and decrees for their support and maintenance until they reach sixteen years (16) of age; to determine and fix the amounts to be paid, the time of payment, to whom to be made, to have authority to enforce all decrees by contempt proceedings, and to have control of such decrees, to alter them when justice requires, to ascertain the ability to pay, to enforce the duty of the parents to sup-

port their children under sixteen (16) years of age, after divorce, providing for the procedure; providing for the filing of sworn monthly reports with the Clerk of the Court for approval by the Judge; providing this Act shall be cumulative of all other laws on the same subject; and declaring an emergency."

The bill having been read second time on Monday, March 17, 1947 and at that time set as a special order for this hour.

Question—shall the bill be passed to engrossment?

Senator Vick offered the following amendment to the bill:

Amend S. B. No. 110 by deleting the following in line 31, Sec. I of the printed bill: "if there be no child or children"

The amendment was adopted.

Question—Shall the bill be passed to engrossment?

Yeas and nays were demanded and Senate Bill 110 failed to pass to engrossment by the following vote:

#### Yeas—13

Bullock	Parrish
Crawford	Phillips
Hazlewood	Proffer
Jones	Stanford
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Vick
Morris	

#### Nays—13

Aikin	Knight
Brown	Lane
Carney	Moffett
Chadick	Ramsey
Cousins	Taylor
Hardeman	Tynan
Harris	

#### Absent—Excused

Mauritz	Winfield
Weinert	York

(Senator Aikin in the Chair.)

#### Conference Committee on House Bill 23

Senator Tynan called for the consideration at this time of the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 23 and moved that the request be granted.

Senator Morris moved to table the motion.

The motion was lost by the following vote:

## Yeas—8

Bullock	Jones
Chadick	Lane
Cousins	Morris
Crawford	Vick

## Nays—15

Aikin	Moffett
Brown	Phillips
Carney	Proffer
Harris	Ramsey
Hazlewood	Stanford
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	

## Absent

Hardeman	Strauss
Parrish	

## Absent—Excused

Mauritz	Winfield
Weinert	York

Question then recurring on the motion of Senator Tynan, it prevailed.

Accordingly, the Presiding Officer announced the appointment of the following conferees on the bill on the part of the Senate:

Senators Ramsey, Morris, Kelley of Tarrant, Brown, and Tynan.

Committee Substitute  
Senate Joint Resolution 2 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. J. R. No. 2, Proposing an amendment to Section 28, of Article III, of the Constitution of the State of Texas, so as to provide for a Board, for apportioning the State into senatorial districts and representative districts etc., and declaring an emergency.

The resolution was read second time.

Senator Moffett offered the following amendment to the resolution:

Amend C. S. S. J. R. No. 2, by striking out the period at the close of Section 1, Line 41, of printed copy, and inserting in lieu thereof a comma, and adding the following:

"and the Lieutenant Governor and the Speaker of the House of Representatives shall be entitled to receive

per diem and travel expense during the Board's session in the same manner and amount as they would receive while attending a special session of the Legislature."

The amendment was adopted.

Senator Moffett offered the following amendment to the resolution:

Amend C. S. S. J. R. No. 2, by adding the following sentence at the close of Section 1 of said resolution:

"This amendment shall become effective January 1, 1951."

The amendment was adopted.

The resolution was passed to engrossment by the following vote:

## Yeas—17

Brown	Kelly of Tarrant
Bullock	Moffett
Carney	Parrish
Chadick	Phillips
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Taylor
Jones	Tynan
Kelley of Hidalgo	

## Nays—8

Aikin	Lane
Cousins	Morris
Crawford	Strauss
Knight	Vick

## Absent

Proffer

## Absent—Excused

Mauritz	Winfield
Weinert	York

## Senate Resolution 63

(Address by Honorable Gordon M. Burns)

Senator Knight offered the following resolution:

Whereas, Hon. Gordon Burns, a former members of this Senate, is within the Bar of the Senate and

Whereas, Senator Burns served his district and his State, with distinction, now therefore, be it

Resolved by the Senate of Texas, That he be granted the privilege of the floor and that he be invited to address the Senate at this time.

The resolution was read.

On motion of Senator Knight, and by unanimous consent, the resolution was considered immediately and was adopted.



In accordance with the provisions of the above resolution, the Presiding Officer announced the appointment of Senators Knight and Ramsey as a committee to escort Honorable Gordon Burns to the President's rostrum.

The Presiding Officer presented Senator Knight who in turn presented Senator Burns to the Senate.

Honorable Gordon Burns then addressed the Senate Briefly.

#### Message from the Governor

The following message received from the Governor today, was laid before the Senate, read and referred to the Committee on Nominations of the Governor:

Austin, Texas,  
March 27, 1947.

To the Senate of the Fiftieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be a member of the State Board of Water Engineers to fill the unexpired term of Honorable C. S. Clark, resigned, term to expire August 19, 1951:

H. A. Beckwith of Eagle Pass, Maverick County, Texas.

To be a member of the Liquor Control Board to fill the unexpired term of Honorable Morris Roberts, resigned, term to expire November 15, 1947:

Leonard B. Brown of Kerrville, Kerr County, Texas.

To be a member of the Liquor Control Board to fill the unexpired term of Honorable Mills P. Walker, resigned, term to expire November 15, 1951:

Summers A. Norman of Rusk, Cherokee County, Texas.

To be chairman of the Liquor Control Board for term expiring November 15, 1949:

Fred H. Minor of Denton, Denton County, Texas.

Respectfully submitted,  
BEAUFORD H. JESTER,  
Governor of Texas.

#### Senate Concurrent Resolution 17

The Presiding Officer laid before the Senate for consideration at this time:

S. C. R. No. 17, Granting Joe Gray permission to sue the State of Texas.

The resolution was read and was adopted.

#### Senate Concurrent Resolution 19

The Presiding Officer laid before the Senate for consideration at this time:

S. C. R. No. 19, Granting Mrs. Jim Phelps and sons permission to sue the State of Texas.

The resolution was read and was adopted.

#### Senate Concurrent Resolution 20

The Presiding Officer laid before the Senate for consideration at this time:

S. C. R. No. 20, Granting J. A. Honeycutt permission to sue the State of Texas.

The resolution was read and was adopted.

#### Senate Concurrent Resolution 16

The Presiding Officer laid before the Senate for consideration at this time:

S. C. R. No. 16, Granting Robert B. Kelly of Dallas County, Texas, permission to bring suit against the State of Texas.

The resolution was read and was adopted.

#### Motion to Adjourn

Senator Kelly of Tarrant moved that the Senate adjourn until 12:30 o'clock p. m. tomorrow.

Yeas and nays were demanded and the motion was lost by the following vote:

Yeas—3

Kelly of Tarrant Tynan  
Taylor

Nays—22

Aikin	Kelley of Hidalgo
Brown	Knight
Bullock	Lane
Carney	Moffett
Chadick	Morris
Cousins	Parrish
Crawford	Phillips
Hardeman	Proffer
Harris	Ramsey
Hazlewood	Stanford
Jones	Strauss

Absent

Vick

## Absent—Excused

Mauritz	Winfield
Weinert	York

## Senate Bill 76 with House Amendments

Senator Kelley of Hidalgo called S. B. No. 76 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Kelley moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

## Yeas—25

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Proffer
Crawford	Ramsey
Hardeman	Stanford
Harris	Strauss
Hazlewood	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

## Nays—1

Phillips

## Absent—Excused

Mauritz	Winfield
Weinert	York

## Senate Bill 12 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 12, A bill to be entitled "An Act declaring public policy and creating a State Board of School Safety Supervision; prescribing the authority, powers, and duty thereof; providing for personnel; providing that no public monies shall be expended except upon certain conditions; repealing Articles 2920, 2921, 2922 of Title 49, Chapter 19 of the Revised Civil Statutes of 1925 and all laws in conflict herewith; containing a saving clause; and declaring an emergency."

The bill was read second time.  
(President pro tempore in the Chair.)

Senator Aikin offered the following amendment to the bill:

Amend S. B. No. 12 by striking out the word "biannual" in the last sentence of Section 14 and insert in lieu thereof the word "biennial".

The amendment was adopted.

Senator Strauss offered the following amendment to the bill:

Amend S. B. No. 12 by striking the words "The Director of the Gas Utilities Division of the Railroad Commission of Texas" after the word "instruction" in line 1 of Section 2 of the bill.

The amendment was adopted.

Senator Vick offered the following amendment to the bill:

Amend S. B. No. 12, by adding the following sentence at the end of Sec. 5 of the bill:

"Provided however, that none of the provisions of Title 63 of the Revised Civil Statutes of Texas of 1925 as amended, shall be waived or suspended."

VICK  
TYNAN

The amendment was adopted.

The bill was passed to engrossment.

## Senate Bill 12 on Third Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—20

Aikin	Jones
Brown	Kelley of Hidalgo
Bullock	Morris
Carney	Parrish
Chadick	Phillips
Cousins	Proffer
Crawford	Ramsey
Hardeman	Stanford
Harris	Taylor
Hazlewood	Vick

## Nays—3

Kelly of Tarrant	Lane
Knight	

## Absent

Moffett	Tynan
Strauss	

## Absent—Excused

Mauritz	Winfield
Weinert	York

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—14

Aikin	Lane
Bullock	Morris
Carney	Ramsey
Chadick	Stanford
Harris	Strauss
Hazlewood	Taylor
Jones	Vick

## Nays—11

Brown	Knight
Cousins	Moffett
Crawford	Parrish
Hardeman	Phillips
Kelley of Hidalgo	Proffer
Kelly of Tarrant	

Absent

Tynan

## Absent—Excused

Mauritz	Winfield
Weinert	York

## Message from the Governor

The President pro tempore laid before the Senate and directed the Secretary to read the following message received from the Governor today:

Austin, Texas,  
March 31, 1947.

To the Members of the Fiftieth Legislature:

The Texas Aeronautics Commission brought to my attention the fact that corrective legislation is urgently needed to assist various municipalities in Texas in their plans for building airports and for their participation in the program contemplated in the Federal Aid Airport Bill enacted by the Congress.

I am advised that Senate Bill 193 and House Bill 334 authorize the procedure whereby two or more municipalities can own or operate a joint airport, and Senate Bill 194 and House Bill 333 grant municipalities zoning authority by which airport facilities may be made eligible for Federal aid. It is my further information that a large surplus Army Air Field in the Rio Grande Valley may be lost to

several of these communities if emergency legislation of this character is not enacted very quickly. Therefore, upon the recommendation of the Texas Aeronautics Commission, I submit the subject as outlined in Senate Bill 193 and House Bill 334 as emergency legislation under Section 5, Article III of the Constitution of the State of Texas.

Respectfully submitted,  
BEAUFORD H. JESTER,  
Governor of Texas.

## Senate Resolution 64

(Extending Privileges of Floor)

Senator Proffer offered the following resolution:

Whereas, Mrs. Richard Turrentine, a distinguished citizen of Denton, Denton County, Texas, is within the Bar of the Senate; and

Whereas, Mrs. Turrentine has been prominent in Club work in Texas for many years, and is a Past President of the Texas Federation of Women's Clubs, having served during the years 1936 to 1938, and as District President 1933 to 1936 and as Director to General Federation 1938 to 1941; and

Whereas, She has recently been appointed on the State Board of Public Welfare; now, therefore, be it

Resolved, By the Senate of Texas, that she be given the privilege of the floor, and that she be presented to the Senate of Texas.

The resolution was read and was adopted.

## Motion to Place Senate Bill 158 on Second Reading

Senator Bullock moved to suspend the regular order of business to take up for consideration at this time, Senate Bill No. 158.

The Motion was lost by the following vote (not receiving the necessary two-thirds vote):

## Yeas—15

Aikin	Parrish
Bullock	Proffer
Hardeman	Ramsey
Hazlewood	Stanford
Kelley of Hidalgo	Strauss
Knight	Taylor
Lane	Vick
Moffett	

## Nays—8

Brown	Harris
Carney	Kelly of Tarrant
Chadick	Morris
Crawford	Phillips

## Absent

Cousins	Tynan
Jones	

## Absent—Excused

Mauritz	Winfield
Weinert	York

## Motion to Place Senate Bill 58 on Second Reading

Senator Harris moved to suspend the regular order of business to take up for consideration at this time Senate Bill No. 58.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

## Yeas—14

Aikin	Knight
Cousins	Lane
Harris	Parrish
Hazlewood	Proffer
Jones	Ramsey
Kelley of Hidalgo	Stanford
Kelly of Tarrant	Taylor

## Nays—11

Brown	Moffett
Bullock	Morris
Carney	Phillips
Chadick	Strauss
Crawford	Vick
Hardeman	

## Absent

Tynan

## Absent—Excused

Mauritz	Winfield
Weinert	York

## Senate Bill 81 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 81, A bill to be entitled "An Act to amend Section 1(g), Section 3, Section 7, Section 17 and Section 18 of Article 911b, Revised Civil Statutes of Texas, 1925, Acts 1931, Forty-second Legislature, Chapter 277, as amended, to enlarge the definition of the term 'motor carrier' to include the transportation of motor

vehicles on their own power or by the tow-bar, saddle mount, full mount, or other similar method; to grant 'grandfather' certificates of convenience and necessity or permits to persons engaged in such type of transportation on the 1st day of January, 1946, and who have been continuously engaged in good faith in such business since said date; providing for the filing of applications therefor within thirty (30) days from the effective date of this Act; providing for the payment of annual fees by such carriers, etc.; and declaring an emergency."

The bill was read second time.

Senator Harris offered the following amendment to the bill:

Amend S. B. No. 81 by striking out the words "full mount" in the caption, Section 1 and Section 2 of the bill.

The amendment was adopted.

Question—Shall the bill be passed to engrossment.

(Senator Aikin in the Chair.)

## Motion to Adjourn

Senator Taylor moved that the Senate adjourn until 10:30 o'clock a. m., tomorrow.

Yeas and Nays were demanded.

The motion was lost by the following vote:

## Yeas—9

Harris	Stanford
Jones	Strauss
Kelly of Tarrant	Taylor
Lane	Vick
Proffer	

## Nays—15

Aikin	Kelley of Hidalgo
Brown	Knight
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Ramsey
Hazlewood	

## Absent

Hardeman	Tynan
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## Absent—Excused

Mauritz	Winfield
Weinert	York

**Committee Substitute  
Senate Bill 304 on Second Reading**

On motion of Senator Kelley of Hidalgo, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

C. S. S. B. No. 304, A bill to be entitled "An Act providing for the creation of county-wide independent school districts in counties having a scholastic population of not more than 2500 and having not more than two districts which have conducted schools during the next preceding two years; prescribing the procedure to be followed in forming such districts; excepting therefrom county line districts; providing for the appointment and election of trustees; defining duties, qualifications, and terms of office of trustees; providing for tax elections, assumption of debt, issuance of bonds, and management of the schools; prescribing the method of taxation for maintenance and bonds until an equalized tax may be voted and bonds assumed; abolishing county boards of school trustees in counties in such instances; enacting other provisions relating to the subject; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Committee Substitute  
Senate Bill 304 on Third Reading**

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 304 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent

Tynan

Absent—Excused

Mauritz	Winfield
Weinert	York

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent

Tynan

Absent—Excused

Mauritz	Winfield
Weinert	York

**House Bills on First Reading**

The following House bills received from the House today, were laid before the Senate, read first time and referred to the committees indicated:

H. B. No. 241, to Committee on Finance.

H. B. No. 196, to Committee on Finance.

**Motion to Adjourn**

Senator Strauss moved that the Senate adjourn until 10:30 o'clock a. m. tomorrow.

Yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—11

Hardeman	Parrish
Harris	Stanford
Jones	Strauss
Kelly of Tarrant	Taylor
Knight	Vick
Lane	

Nays—11

Aikin	Cousins
Brown	Hazlewood
Bullock	Kelley of Hidalgo
Carney	Moffett

Morris  
Phillips

Ramsey

Absent

Chadick  
Crawford

Proffer  
Tynan

Absent—Excused

Mauritz  
Weinert

Winfield  
York

(President pro tempore in the Chair.)

#### Bills and Resolutions Signed

The President pro tempore signed in the presence of the Senate, after giving due notice thereof, the following enrolled bills and resolutions:

H. B. No. 35, A bill to be entitled "An Act authorizing the governing boards of public Junior Colleges organized, created and established under the laws of Texas, in any manner, to issue bonds for construction of buildings, equipment, etc.; and declaring an emergency."

H. B. No. 353, A bill to be entitled "An Act to amend Sections 1 and 9 of Senate Bill No. 270, Acts, Regular Session, Forty-sixth Legislature, Regular Session, Forty-eighth Legislature and Chapter 207, Acts Regular Session, Forty-ninth Legislature to extend the time of existence of the Special 9th District Court of Montgomery, Polk, San Jacinto and Trinity Counties; to provide for continuous terms; and declaring an emergency."

S. B. No. 228, a bill to be entitled "An Act to amend Section 4 of Article 265-a of the Revised Civil Statutes of Texas, same being Chapter 237, page 351, Acts of the Fortieth Legislature, 1927, so as to authorize the governing boards of the various state institutions of higher learning to charge certain fees from all students to cover the costs of student services; naming the student services included; limiting the amount of said fee; validating certain fees and charges previously collected, charged or attempted to be collected; providing a savings clause; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

H. C. R. No. 66, That each House grant the other permission to adjourn from Thursday, March 27, 1947, until Monday, March 31, 1947.

#### Senate Bill 351 on Second Reading

On motion of Senator Parrish, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time, on its second reading and passage to engrossment:

S. B. No. 351, A bill to be entitled "An Act amending Act 1929, 41st Legislature, page 406, Chapter 187 as amended by Act 1931, 42nd Legislature, page 745, Chapter 292, Section 8, increasing the salary of the Assistant District Attorney in the 72nd Judicial District of Texas and authorizing same to be paid out of the General Revenue Fund of the State; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 351 on Third Reading

Senator Parrish moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 351 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Knight
Brown	Lane
Bullock	Moffett
Carney	Morris
Chadick	Parrish
Cousins	Phillips
Crawford	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent

Tynan

Absent—Excused

Mauritz	Winfield
Weinert	York

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—22

Aikin	Bullock
Brown	Carney

Cousins	Morris
Crawford	Parrish
Hardeman	Phillips
Harris	Proffer
Hazlewood	Ramsey
Jones	Stanford
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Taylor
Lane	Vick

**Absent**

Chadick	Moffett
Knight	Tynan

**Absent—Excused**

Mauritz	Winfield
Weinert	York

**Adjournment**

Senator Lane moved that the Senate adjourn until 10:30 o'clock a. m., tomorrow.

Yeas and nays were demanded.

The motion prevailed by the following vote:

**Yeas—13**

Hardeman	Proffer
Harris	Ramsey
Jones	Stanford
Kelly of Tarrant	Strauss
Knight	Taylor
Lane	Vick
Moffett	

**Nays—12**

Aikin	Crawford
Brown	Hazlewood
Bullock	Kelley of Hidalgo
Carney	Morris
Chadick	Parrish
Cousins	Phillips

**Absent**

Tynan

**Absent—Excused**

Mauritz	Winfield
Weinert	York

The Senate, accordingly, at 4:20 o'clock p. m., adjourned until 10:30 o'clock a. m. tomorrow.

**FORTY-FOURTH DAY**

(Tuesday, April 1, 1947)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Lane
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Phillips
Cousins	Proffer
Crawford	Ramsey
Hardeman	Stanford
Harris	Strauss
Hazlewood	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	York
Knight	

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Lane, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal approved.

**Leave of Absence Granted**

Senator Weinert was granted leave of absence for today on account of illness in his family on motion of Senator Lane.

**Reports of Standing Committees**

Senator Carney submitted the following reports:

Austin, Texas,  
April 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred House Bill No. 423, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

CARNEY, Chairman.

April 1, 1947.  
Austin, Texas,

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred House Bill No. 368, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

CARNEY, Chairman.